

Exhibit 76

Elon Musk Deposition Excerpts

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

TESLA, INC., a Delaware
corporation,

Plaintiff,

v.

MARTIN TRIPP, an
individual,

Defendant.

MARTIN TRIPP, an
individual,

Counterclaimant,

v.

TESLA, INC., a Delaware
corporation,

Counterdefendant,

Case No.
3:18-CV-00296-LRH-CBC

CONFIDENTIAL

Videotaped Deposition of Elon Musk

Los Angeles, California

Friday, February 21, 2020

Michael P. Hensley, RDR, CSR No. 14114

Depo Dynamics
(888) 494-3370

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1 question: "Did your investigation uncover evidence of
2 Linette Lopez compensated or promised to compensate
3 Martin Tripp for inside information about Tesla?"

4 And his ultimate response is on the last page.
5 "Ultimately there was nothing that we uncovered showing
6 a connection to any compensation between him and
7 Ms. Lopez."

8 So if Mr. Gicinto said under oath that he
9 uncovered no evidence of compensation, why were you
10 suggesting that there had been compensation in this
11 tweet on July 5th of 2018?

12 MR. SPIRO: Objection to form. Objection.
13 Misleading.

14 THE WITNESS: Again -- yes, exactly. Just
15 constant legal trickery questions. If that's how you
16 want to spend the day --

17 I was asking her if this was true. Since it --
18 just -- Nick Gicinto had said that a friend of his -- a
19 friend of Tripp's had been offered money for insider
20 information by Linette Lopez, then perhaps Tripp had as
21 well. And this is a very simple thing to just say "No.
22 No, he didn't."

23 BY MR. FISCHBACH:

24 Q. All right. What information did you have in
25 your possession at that time that Mr. Tripp had been

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1 STATE OF CALIFORNIA)
) ss.
1 COUNTY OF ALAMEDA)

3 I, Michael Hensley, Certified Shorthand Reporter,
4 Registered Diplomat Reporter, in and for the State of
5 California, Certificate No. 14114,
6 do hereby certify:

7 That the witness in the foregoing deposition was by
8 me first duly sworn to testify to the truth, the whole
9 truth, and nothing but the truth in the foregoing cause;
10 that said deposition was taken before me at the time and
11 place herein named; that said deposition was reported by
12 me in shorthand and transcribed, through computer-aided
13 transcription, under my direction; and that the
14 foregoing transcript is a true record of the testimony
15 elicited and proceedings had at said deposition.

16 I do further certify that I am a disinterested
17 person and am in no way interested in the outcome of
18 this action or connected with or related to any of the
19 parties in this action or to their respective counsel.

20 In witness whereof, I have hereunto set my hand
21 this 26th of February, 2020.

22

23

Michael Hensley, CSR NO. 14114

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